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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/506,288	02/17/2000	Jin-Su Park	P51671RE	7560

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EXAMINER

BUCZINSKI, STEPHEN C

ART UNIT	PAPER NUMBER
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3662

DATE MAILED: 07/09/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

Applicant(s)

Examiner

Group Art Unit

—The MAILING DATE of this communication appears on the cover sheet beneath the correspondence address—

Period for Response

A SHORTENED STATUTORY PERIOD FOR RESPONSE IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a response be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for response specified above is less than thirty (30) days, a response within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for response is specified above, such period shall, by default, expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to respond within the set or extended period for response will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).

Status

- ☒ Responsive to communication(s) filed on 7 MAY 2002.
- ☒ This action is **FINAL**.
- ☐ Since this application is in condition for allowance except for formal matters, **prosecution as to the merits is closed** in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

Disposition of Claims

- ☒ Claim(s) 1-59 is/are pending in the application.
- Of the above claim(s) _____ is/are withdrawn from consideration.
- ☐ Claim(s) 1-19, 21-43, 59 is/are allowed.
- ☒ Claim(s) 20, 44-58 is/are rejected.
- ☐ Claim(s) _____ is/are objected to.
- ☐ Claim(s) _____ are subject to restriction or election requirement.

Application Papers

- ☐ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948.
- ☐ The proposed drawing correction, filed on _____ is ☐ approved ☐ disapproved.
- ☒ The drawing(s) filed on 5 MAY 2002 is/are acceptable ☐ objected to by the Examiner.
- ☐ The specification is objected to by the Examiner.
- ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. § 119 (a)-(d)

- ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).
 - ☐ All ☐ Some* ☐ None of the CERTIFIED copies of the priority documents have been received.
 - ☐ received in Application No. (Series Code/Serial Number) _____.
 - ☐ received in this national stage application from the International Bureau (PCT Rule 1.7.2(a)).

*Certified copies not received: _____

Attachment(s)

- ☐ Information Disclosure Statement(s), PTO-1449, Paper No(s). _____
- ☐ Interview Summary, PTO-413
- ☐ Notice of References Cited, PTO-892
- ☐ Notice of Informal Patent Application, PTO-152
- ☐ Notice of Draftsperson's Patent Drawing Review, PTO-948
- ☐ Other _____

Office Action Summary

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For the purposes of this reissue application, the claims identified as the "CLEAN VERSION OF AMENDMENTS IN THE CLAIMS" submitted in the response filed 7 May 2002 will be used. It is recognized, though, that "clean" and mark-up" copies of the claims are not required in reissue applications.

1. Claim 1 is objected in that "method of" on line 1 of the newly submitted "CLEAN VERSION OF AMENDMENTS IN THE CLAIMS" should be --method for-- as in the original claim 1. This error suggests that others may exist throughout. It is suggested that a close comparison with the original and with authorized amendments be made before the next response to avoid further delays.

It is noted that for any future changes to the claims, there would be a rejection under 35 USC 251 for a defective reissue oath/declaration, unless a supplemental oath is submitted. The supplemental oath must state that for any error corrected after the filing of all declarations currently in the reissue application, "[T]hat every such error arose without any deceptive intention on the part of the applicant." under 37 CFR 1.175(b)(1).

2. Claims 20 and 44-58 remain rejected as being drawn to recaptured subject matter. Note that claim 9-19 and 29-43 have not been rejected as being drawn to recaptured subject matter.

The essential reasons argued for the allowability of the originally patented claims 2-7 and 9 according to Applicant exist in the amendment filed 21 October 1993 in the parent file and in the Opinion of the Board of Appeals as to originally numbered claim 8 in the parent file (claim 7 of the patent). The arguments presented by these two sources must now be relied upon to define why the present claims 20 and 44-58 would also be considered allowable over the same art. However, the present arguments in response to the last office action do not coincide with those reasons stated 21 October 1993 as outlined below.

Claims 20 and 44 -58 are related in scope to like process/method claims in the parent which require the four reasons stated in the prosecution history as discussed above.

The present rejected claims do not include "checking for a key-data input signal from said keyboard or remote control during a system power standby mode" as required by arguments supported by Applicant found in the Opinion of the Board of Appeals. Alternatively, the following limitations must otherwise be present in these reissue claims where the scope is otherwise commensurate as argued with respect to then method claim 2, now method claim 1:

- a character generator: as stated in the arguments filed on pages 12-13, 21 October 1993;
- a mixer: as required on page 13, first paragraph, in the arguments filed on pages 12-13, 21 October 1993; or

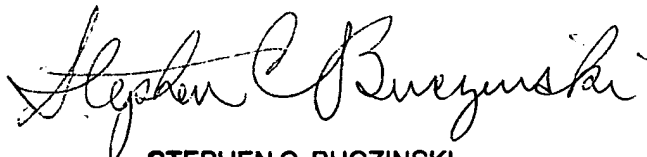
Art Unit 3662

- an audio muting circuit: as stated on page 13, last paragraph in the arguments filed on pages 12-13, 21 October 1993.

3. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 C.F.R. § 1.136(a).

A SHORTENED STATUTORY PERIOD FOR RESPONSE TO THIS FINAL ACTION IS SET TO EXPIRE THREE MONTHS FROM THE DATE OF THIS ACTION. IN THE EVENT A FIRST RESPONSE IS FILED WITHIN TWO MONTHS OF THE MAILING DATE OF THIS FINAL ACTION AND THE ADVISORY ACTION IS NOT MAILED UNTIL AFTER THE END OF THE THREE-MONTH SHORTENED STATUTORY PERIOD, THEN THE SHORTENED STATUTORY PERIOD WILL EXPIRE ON THE DATE THE ADVISORY ACTION IS MAILED, AND ANY EXTENSION FEE PURSUANT TO 37 C.F.R. § 1.136(a) WILL BE CALCULATED FROM THE MAILING DATE OF THE ADVISORY ACTION. IN NO EVENT WILL THE STATUTORY PERIOD FOR RESPONSE EXPIRE LATER THAN SIX MONTHS FROM THE DATE OF THIS FINAL ACTION.

4. Any inquiry concerning this communication should be directed to Stephen C. Buczinski at telephone number (703) 305-1835.



STEPHEN C. BUCZINSKI
PRIMARY EXAMINER